

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

ORIGINAL

Docket No. _____

ICC Office Use Only

Krush Communications, LLC
Application for a certificate of
interexchange authority to
operate as a reseller of
telecommunications services
in the State of Illinois.

08-0385

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ILLINOIS
COMMERCE COMMISSION

APPLICATION FOR A CERTIFICATE TO BECOME A
TELECOMMUNICATIONS CARRIER

GENERAL

1. Krush Communications, LLC
2208 Lithia Pinecrest Road
Valrico, FL 33596
FEIN #
2. Authority Requested: (Mark all that apply)
☐ 13-403 Facilities Based Interexchange
☒ 13-404 Resale of Local and/or Interexchange
☐ 13-405 Facilities Based Local
3. Request for waivers/variances: In applications for local exchange service authority under Sections 13-404 or 13-405, waivers of Part 710 and of Section 735.180 or Part 735 are generally requested. In applications for interexchange service authority under Sections 13-403 and 13-404, waivers of Part 710 and 735 are generally requested. Please indicate which waivers Applicant is requesting and explain why Applicant has requested each waiver/variance.

Because all of the services the Applicant proposes to provide are competitive telecommunications services under Section 13-502(b) of the Public Utilities Act, the Applicant submits that certain provisions of the Public Utilities Act and the Illinois Administrative Code are inapplicable to the Applicant. Accordingly, in order to reduce the economic burdens of regulation, the Applicant requests that a waiver of the following provisions be granted:

- (1) Part 710 of 83 Illinois Administrative Code concerning Uniform System of Accounts for Telecommunications Carriers;
- (2) Part 735 of 83 Illinois Administrative Code regarding Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service and Issuance of Telephone Directories for Local Exchange Telecommunications Carriers in the State of Illinois.

Additionally, Applicant also requests, pursuant to 83 Illinois Administrative Code 250, that it be granted approval to maintain books and records at its principal place of business in Florida.

4. For all applicants requesting local exchange authority under Section 13-404 or Section 13-405, please complete the following:

Not Applicable.

- (a) the Standard Questions for Applicants Seeking Local Exchange Service Authority found in Appendix A of this document;
- (b) the 9-1-1 Questions for Applicants Seeking Local Exchange Service Authority found in Appendix B of this document;
- (c) the Financial Questions for Applicants Seeking Local Exchange Service Authority found in Appendix C of this document; and
- (d) if applicable, the Prepaid Service Questions for Applicants Seeking Local Exchange Service Authority found in Appendix D of this document.

5. In what area of the state does the Applicant propose to provide service?

Applicant will provide service throughout the State of Illinois.

6. Please attach a sheet designating contact persons to work with Staff on the following:

- a) issues related to processing this application
- b) consumer issues
- c) customer complaint resolution
- d) technical and service quality issues
- e) "tariff" and pricing issues
- f) 9-1-1 issues
- g) security/law enforcement

Please identify each contact person's (i) name, (ii) title, (iii) mailing address, (iv) telephone number, (v) facsimile number, and (vi) e-mail address.

Please see list of designated contacts attached as Exhibit 1.

7. Please check type of organization?

_____ Individual _____ Corporation
_____ Partnership Date corporation was formed September 14, 2007
X - LLC Other (Specify) _____ In what state? Florida

8. Submit a copy of articles of incorporation and a copy of certificate of authority to transact business in Illinois.

Please see Exhibit 2 and Exhibit 3, respectively.

9. List jurisdictions in which Applicant is offering service(s).

Applicant has recently filed an IXC Registration Form to provide prepaid calling card services in the State of Florida.

10. Has the Applicant, or any principal in Applicant, been denied a Certificate of Service or had its certification revoked or suspended in any jurisdiction in this or another name?

_____ YES (Please provide details) X NO

11. Have there been any complaints or judgments levied against the Applicant in any other jurisdiction?

_____ YES _____ X

If YES, please describe fully.

12. Has the Applicant provided service under any other name?

_____ YES _____ X _____ NO

If YES, please list.

13. Will the Applicant keep its books and records in Illinois?

_____ YES _____ X _____ NO

If NO, please list. Applicant respectfully requests a waiver of Part 250 of 83 Illinois Administrative Code to allow it to maintain its books and records at its principal office located at 2208 Lithia Pincrest Road, Valrico, Florida 33596.

MANAGERIAL

14. Please attach evidence of the applicant's managerial and technical resources and ability to provide service. This may be in either narrative form, resumes of key personnel, or a combination of these forms.

Please see Exhibit 4.

15. List officers of Applicant.

Please see Exhibit 5.

16. Does any officer of Applicant have an ownership or other interest in any other entity which has provided or is currently providing telecommunications services?

_____ YES _____ X _____ NO

If YES, list entity. _____

17. How will Applicant bill for its service(s)? (At a minimum, describe how often the Applicant will bill for service and details of the billing statement.)

Applicant will provide long distance telecommunications services in Illinois on a prepaid basis only. Krush Prepaid Calling Cards will be available to customers at a variety of retail outlets, as well as directly from the Company. All rates, charges and terms of service are available on the Company's website and are also set forth in the Company's Interexchange Services Tariff on file with the Commission. Customers will determine in advance the amount of service they wish to purchase and the intervals at which they wish to purchase additional service.

18. How does Applicant propose to handle service, billing and repair complaints? (At a minimum, describe Applicants internal process for complaint resolution, the complaint escalation process, the timeframe and process by which the customer is notified by Applicant that they may seek assistance from the Commission?)

Customer Care representatives and 24-hour automated customer assistance allow customers to bring service, billing and repair questions or complaints to the Company's attention 24 hours a day, 7 days a week, facilitating the quick and efficient resolution of Customer concerns. Customers may access Customer Care toll-free at (800) 914-3201 to initiate service complaints or credit requests or to receive updates on reported problems or pending credit requests. Inquiries regarding service or billing may also be made in writing. Customers may thereafter utilize the Company's automated update system or transfer to a Company representative for additional information or assistance. The Company's tariff advises customers that they have the right to contact the Illinois Commerce Commission for resolution of customer service and billing issues and provides the address and toll-free telephone number of the Commission.

19. Will personnel be available at Applicant's business to office during regular working hours to respond to inquiries about service of billing?

<u>X</u>	YES	NO
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20. What telephone number(s) would a customer use to contact your company?

800-914-3201

21. Will Applicant abide by all Federal and State slamming and cramming laws pursuant to Section 13-902 of the Public Utilities Act and Section 258 of the 1996 Telecommunications Act?

<u>X</u>	YES	NO
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22. Please describe applicant's procedures to prevent slamming and cramming of customers?

Applicant will provide long distance telecommunications services in Illinois on a prepaid basis only; accordingly, slamming and cramming of customers will not be an issue for the Company. If Krush expands its service offering in the future to include pre-subscribed services, the Company will adhere to all federal and state specific anti-slamming rules, including independent third-party verification of customer preferred carrier changes.

23. If granted authority to operate as a local exchange carrier, will the applicant abide by the following 83 Illinois Administrative Code Parts: 705, 710, 720, 725, 730, 732, 735, 755, 756, 757, 770, and 772?

Not Applicable.

_____ YES _____ NO

If NO, Please provide an explanation.

24. Is Applicant aware that it must file tariffs prior to providing service in Illinois?

 X

YES

NO

FINANCIAL

25. Please attach evidence of Applicant's financial fitness through the submission of its most current income statement and balance sheet, or other appropriate documentation of applicant's financial resources and ability to provide service.

Please see Exhibit 6.

TECHNICAL

26. Does Applicant utilize its own equipment and/or facilities?

 YES

 X

NO

If YES, please list the facilities Applicant intends to utilize. Also include evidence that Applicant possesses the necessary technical resources to deploy and maintain said facilities:

If NO, which facility provider(s) services does the Applicant intend to use?

Applicant anticipates utilizing the underlying transmission facilities of Network Enhanced Telecom; however, the Company may enter into additional service arrangements with other authorized providers in the future.

27. Please describe the nature of service to be provided (e.g., operator services, internet, debit cards, long distance service, data services, local service, prepaid local service).

Applicant will provide long distance telecommunications services on a prepaid basis only to Illinois consumers. The services provided in this application are competitive telecommunications services as described in Section 13-502(b) of the Illinois Public Utilities Act.

28. Will technical personnel be available at all times to assist customers with service problems?

 X

YES

NO

29. If Applicant intends to provide payphone service, will the equipment utilized comply with FCC requirements and Finding (9) of the Commission Order entered in Docket No. 84-0442 on June 11, 1986, including, but not limited to: (a) touch dialing; (b) access to 9-1-1- and "0" operator dialing without use of a coin; (c) rules governing use of payphones by disabled persons; (d) ability to complete local and long-distance calls; (e) unlimited duration for local calls; and (f) a message explaining the telephone's general operations, dialing instructions for emergency assistance, payphone owner's name, method of reporting service problems and method of receiving credit for faulty calls?

Not Applicable.

_____ YES

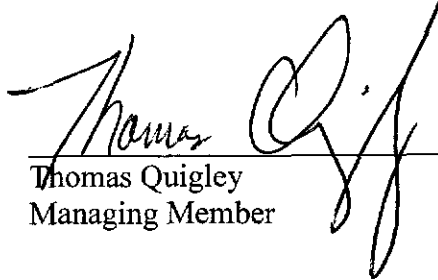
_____ NO



Thomas Quigley
Managing Member of Krush Communications, LLC

VERIFICATION

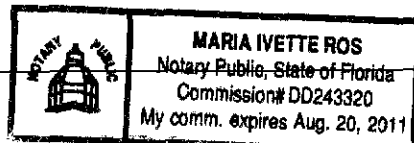
I, Thomas Quigley, acting on behalf of Krush Communications, LLC, first being duly sworn upon oath depose and say I am Managing Member of Krush Communications, LLC, that I have read the above and foregoing application and know the contents thereof; that said contents are true in substance and in fact, except as to those matters stated upon information and belief, and as to those, I believe same to be true.


Thomas Quigley
Managing Member

State of Florida)
)
County of Hillsborough)

Subscribed and sworn to before me
this 12 day of May, 2008.

Notary Public



My Commission Expires: 8/20/2011 